

City Council  
Atlanta, Georgia

**08-0 -1767**

**Z-08-63**

Date Filed: 8-12-08

AN ORDINANCE  
BY: ZONING COMMITTEE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. That the Zoning Ordinance of the City of Atlanta be amended, and the maps established in connection therewith be changed so that the following property located at **1260 Foster Street, N.W.** be changed I-2 (Heavy Industrial) District to the PD-MU (Planned Development-Mixed Use) District, to wit:

ALL THAT TRACT or parcel of land lying in Land Lot 150 and 189, 14<sup>th</sup> District, Fulton County, Georgia being more particularly described by the attached legal description and/or survey/map.

SECTION 2. That this amendment is approved under the provisions of Chapter 19 entitled, "Planned Development District", and Chapter 19A through Chapter 19D (as applicable) of the Zoning Ordinance of the City of Atlanta, and the Director, Bureau of Buildings, shall issue a building permit for the development of the above described property only in compliance with the applicable provisions of these Chapters and with the attached conditions.

SECTION 3. That the maps referred to, now on file in the Office of the Municipal Clerk, be changed to conform with the terms of this ordinance.

SECTION 4. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

LEGAL DESCRIPTION RELEASE AREA

ALL THAT PARCEL OF LAND LYING AND BEING IN LAND LOTS 150 AND 189, 17<sup>th</sup> DISTRICT, CITY OF ATLANTA, FULTON COUNTY, GEORGIA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 1/2 INCH REBAR FOUND AT THE INTERSECTION OF THE WEST RIGHT OF WAY OF FOSTER STREET (40' R/W) AND THE NORTH RIGHT OF WAY OF NORFOLK SOUTHERN RAILROAD (R/W VARIES); THENCE, S68°46'39"W ALONG SAID NORTH RIGHT OF WAY OF NORFOLK SOUTHERN RAILROAD A DISTANCE OF 261.21 FEET TO A 1/2 INCH REBAR FOUND; THENCE CONTINUING, ALONG A CURVE TO THE RIGHT A DISTANCE OF 222.82 FEET, SAID CURVE HAVING A RADIUS OF 541.85 FEET, AND BEING SUBTENDED BY A CHORD BEARING OF S79°53'02"W WITH A CHORD LENGTH OF 221.26 FEET TO A 1/2 INCH REBAR FOUND; THENCE CONTINUING, N88°31'02"W A DISTANCE OF 88.10 FEET TO AN IRON PIN SET; THENCE CONTINUING, N70°55'28"W A DISTANCE OF 59.03 FEET TO AN IRON PIN SET; THENCE CONTINUING, N73°38'01"W A DISTANCE OF 71.98 FEET TO A 1/2 INCH REBAR FOUND; THENCE CONTINUING, S00°27'16"W A DISTANCE OF 13.95 FEET TO A 1/2 INCH REBAR FOUND ON THE NORTH RIGHT OF WAY OF CSX RAILROAD (R/W VARIES); THENCE CONTINUING ALONG SAID NORTH RIGHT OF WAY OF CSX RAILROAD, N73°46'03"W A DISTANCE OF 262.64 FEET TO AN IRON PIN SET; THENCE CONTINUING, ALONG A CURVE TO THE RIGHT A DISTANCE OF 328.38 FEET, SAID CURVE HAVING A RADIUS OF 712.00 FEET, AND BEING SUBTENDED BY A CHORD BEARING OF N60°33'54"W WITH A CHORD LENGTH OF 325.48 FEET TO AN IRON PIN SET; THENCE CONTINUING, N43°35'22"W A DISTANCE OF 45.68 FEET TO AN IRON PIN SET; THENCE, LEAVING SAID NORTH RIGHT OF WAY OF CSX RAILROAD S89°14'21"E A DISTANCE OF 480.73 FEET TO A 1/2 INCH REBAR FOUND; THENCE FOLLOWING ALONG A CURVE TO THE LEFT A DISTANCE OF 95.05 FEET, SAID CURVE HAVING A RADIUS OF 75.00 FEET, AND BEING SUBTENDED BY A CHORD BEARING OF N54°30'51"E WITH A CHORD LENGTH OF 88.82 FEET TO A 1/2 INCH REBAR FOUND; THENCE, N18°03'35"E A DISTANCE OF 154.03 FEET TO A 1/2 INCH REBAR FOUND; THENCE FOLLOWING ALONG A CURVE TO THE RIGHT A DISTANCE OF 82.48 FEET, SAID CURVE HAVING A RADIUS OF 75.00 FEET, AND BEING SUBTENDED BY A CHORD BEARING OF N49°35'19"E WITH A CHORD LENGTH OF 78.39 FEET TO A 1/2 INCH REBAR FOUND; THENCE, N81°09'45"E A DISTANCE OF 367.56 FEET TO A 1/2 INCH REBAR FOUND; THENCE, N82°45'05"E A DISTANCE OF 350.74 FEET TO A 1/2 INCH REBAR FOUND; THENCE, S89°34'30"E A DISTANCE OF 112.25 FEET TO AN IRON PIN SET ON THE WEST RIGHT OF WAY OF FOSTER STREET; THENCE, S25°42'52"W ALONG SAID WEST RIGHT OF WAY OF FOSTER STREET A DISTANCE OF 558.58 FEET TO THE POINT OF BEGINNING;

SAID PARCEL CONTAINS 11.74 ACRES, MORE OR LESS.

